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13 *Co-Lead Counsel for the Bout Class and Attorneys
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15 [Additional Counsel Listed on Signature Page]

16 **IN THE UNITED STATES DISTRICT COURT
17 FOR THE DISTRICT OF NEVADA**

18 **Cung Le, Nathan Quarry, Jon Fitch, Brandon
19 Vera, Luis Javier Vazquez, and Kyle Kingsbury,
20 on behalf of themselves and all others similarly
21 situated,**

22 **Plaintiffs,**

23 **v.**

24 **Zuffa, LLC, d/b/a Ultimate Fighting
25 Championship and UFC,**

26 **Defendant.**

27 **No.: 2:15-cv-01045-RFB-BNW**

28 **PLAINTIFFS' REQUEST
PURSUANT TO LR IA 6-1 FOR AN
ORDER SHORTENING TIME TO
RULE ON PLAINTIFFS' MOTION
TO STRIKE DEFENDANT ZUFFA,
LLC'S: (A) DUPLICATIVE AND
UNTIMELY MOTIONS TO
EXCLUDE THE EXPERT
OPINIONS OF PLAINTIFFS'
EXPERTS HAL J. SINGER, PH.D.,
ANDREW ZIMBALIST, PH.D., AND
GUY A. DAVIS (ECF NOS. 929, 930,
931); AND (B) SUBMISSION OF AN
UNTIMELY EXPERT DISCLOSURE
(ECF 929, EX. 27)**

29 Case No.: 2:15-cv-01045-RFB-BNW

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**PLAINTIFFS' REQUEST TO SHORTEN TIME TO RULE ON THEIR MOTION TO STRIKE DEFENDANT ZUFFA, LLC'S: (A)
31 DUPLICATIVE AND UNTIMELY MOTIONS TO EXCLUDE THE EXPERT OPINIONS OF PLAINTIFFS' EXPERTS HAL J. SINGER,
32 PH.D., ANDREW ZIMBALIST, PH.D., AND GUY A. DAVIS (ECF NOS. 929, 930, 931); AND (B) SUBMISSION OF AN UNTIMELY
33 EXPERT DISCLOSURE (ECF 929, EX. 27)**

1 Local Rule IA 6-1 permits a party to seek an order shortening time where good cause
 2 exists. The Rule requires counsel or a party to submit a declaration detailing the circumstances
 3 that constitute good cause. *Id.* The Rule further requires the requesting party to notify the
 4 Courtroom Administrator for the assigned Judge that a request for an order has been filed. *Id.*
 5 Counsel for Plaintiffs Cung Le, Nathan Quarry, Jon Fitch, Brandon Vera, Luis Javier Vazquez,
 6 and Kyle Kingsbury (“Plaintiffs”) hereby submit the following Declaration of Eric L. Cramer in
 7 support of Plaintiffs’ request for an order shortening the time to rule on Plaintiffs’ Motion to
 8 Strike Defendant Zuffa, LLC’s: (A) Duplicative and Untimely Motions to Exclude the Experts
 9 Hal J. Singer, Ph.D., Andrew Zimbalist, Ph.D., and Guy A. Davis (ECF NOS. 929, 930, 931);
 10 and (B) Submission of an Untimely Expert Disclosure (ECF 929, EX. 27) (“Motion to Strike”).

11 **DECLARATION OF ERIC L. CRAMER**

12 I, Eric L. Cramer, declare as follows:

13 1. I am one of the Court appointed counsel for the Bout Class in the above-captioned
 14 litigation. I am knowledgeable about the facts set forth below.

15 2. Defendant Zuffa, LLC (“Zuffa”) just filed a set of motions (the “Late Motions”) to
 16 exclude the testimony of three (out of four) of Plaintiffs’ experts under *Daubert* and Fed. R. Civ.
 17 P. 702: Dr. Singer (ECF No. 929), Dr. Zimbalist (ECF No. 931), and Mr. Guy Davis (ECF No.
 18 930). Zuffa supported its Late Motion relating to Dr. Singer with a late and unauthorized expert
 19 disclosure from a fourth defense economist: the Declaration of Gregory K. Leonard, dated
 20 December 1, 2023. *See* ECF 929, Ex. 27. Plaintiffs have filed a motion to strike all three of the
 21 Late Motions and the late Leonard Declaration because Zuffa filed them *six years* after the
 22 Court-imposed deadlines; because the parties already long-ago briefed Zuffa’s 2018 versions of
 23 each of these motions; and because the Court has already *adjudicated and denied* two out of
 24 three of the Late Motions in its Class Order (*see* ECF 839 at 12-13). As set forth in Plaintiffs’
 25 Motion to Strike, Zuffa offers no legitimate justification for its untimely and unauthorized filings
 26 and new and untimely expert disclosure on the eve of trial.

3. The matter is urgent because the deadline to respond to Zuffa's three out-of-time, unauthorized, already briefed (based on earlier and different versions of these motions) and already decided motions is December 22, 2023. In other words, the relief Plaintiffs are requesting on their Motion to Strike would become moot absent a shortening of time on the Motion to Strike. Because the Court has scheduled trial in this case to begin on April 8, 2024, Plaintiffs believe the time of the parties and the Court would be better and more efficiently spent on preparing for trial, rather than briefing motions that never should have been filed, and responding to an expert report served six years late.

4. I state the foregoing under penalty of perjury.

DATED: December 11, 2023

By: /s/ Eric L. Cramer

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CERTIFICATE OF SERVICE

I hereby certify that on this 11th day of December, 2023 true and correct copies of PLAINTIFFS' REQUEST PURSUANT TO LR IA 6-1 FOR AN ORDER SHORTENING TIME TO RULE ON PLAINTIFFS' MOTION TO STRIKE DEFENDANT ZUFFA, LLC'S: (A) DUPLICATIVE AND UNTIMELY MOTIONS TO EXCLUDE THE EXPERT OPINIONS OF PLAINTIFFS' EXPERTS HAL J. SINGER, PH.D., ANDREW ZIMBALIST, PH.D., AND GUY A. DAVIS (ECF NOS. 929, 930, 931); AND (B) SUBMISSION OF AN UNTIMELY EXPERT DISCLOSURE (ECF 929, EX. 27) were served via the District Court of Nevada's ECF system to all counsel of record who have enrolled in this ECF system.

/s/ Eric L. Cramer
Eric L. Cramer